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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**  
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11 COREY DELAINE STEWART,  
12 Plaintiff,

13 v.

14 CITY OF GARDENA; GARDENA  
15 POLICE DEPARTMENT; GARDENA  
16 POLICE DEPARTMENT CHIEF OF  
17 POLICE ED MEDRANO; GARDENA  
18 POLICE DEPARTMENT  
19 DETECTIVES; ERIC MICHAELSEN,  
20 MICHAEL ROSS, RICHARD  
21 REYNAGA, and DETECTIVE HIRAI,  
22 individually and in their official  
23 capacity as police officers for the City  
24 of Gardena,

25 Defendant.

Case No. 2:15-CV-01425-CAS-PJWx  
[Hon. Christina A. Snyder, Dist. Judge;  
Hon. Patrick J. Walsh, Mag. Judge]

**[PROPOSED] ORDER FOR  
DISMISSAL WITH PREJUDICE OF  
ALL CLAIMS AND OF THE  
ACTION**

Complaint Filed: 02/27/2015  
Trial Date: Not Yet Set

26 PURSUANT TO THE STIPULATION OF THE PARTIES, and pursuant to the  
27 Court's inherent and statutory authority, including but not limited to the Court's  
28 authority under the applicable Federal Rules of Civil Procedure and the United States  
District Court, Central District of California Local Rules; after due consideration of all  
of the relevant pleadings, papers, and records in this action; and upon such other  
evidence or argument as was presented to the Court; Good Cause appearing therefor,  
and in furtherance of the interests of justice,

1 IT IS HEREBY ORDERED that:

2 **ORDER FOR DISMISSAL WITH PREJUDICE OF ALL CLAIMS.**

3 1. The Court hereby **dismisses with prejudice** all of plaintiff's claims and  
4 causes of action in this civil action regarding the claim for **Unlawful Detention** in  
5 violation of the Fourth Amendment to the U.S. Constitution, pursuant to 42 U.S.C. §  
6 1983 by plaintiff COREY STEWART against defendants ERIC MICHAELSEN,  
7 MICHAEL ROSS, RICHARD REYNAGA, AND DET. TOSHIO HIRAI (in their  
8 individual and official capacities) [First Cause of Action].

9 2. The Court hereby **dismisses with prejudice** all of plaintiff's claims and  
10 causes of action in this civil action regarding the claim for **Unlawful Arrest** in  
11 violation of the Fourth Amendment to the U.S. Constitution, pursuant to 42 U.S.C. §  
12 1983 by plaintiff COREY STEWART against defendants ERIC MICHAELSEN,  
13 MICHAEL ROSS, RICHARD REYNAGA, & DET. HIRAI (in their individual and  
14 official capacities) [First Cause of Action].

15 3. The Court hereby **dismisses with prejudice** all of plaintiff's claims and  
16 causes of action in this civil action regarding the claim for Municipal  
17 Liability/Unconstitutional Custom-Practice (***Monell Violation***), pursuant to 42 U.S.C.  
18 § 1983 by plaintiff COREY STEWART against defendants CITY OF GARDENA and  
19 POLICE CHIEF ED MEDRANO (in his individual and official capacity) [First Cause  
20 of Action].

21 4. To the extent any other legal claims or causes of action are implicitly or  
22 explicitly raised in plaintiff's operative Complaint [*e.g.*, Dkt. Doc. 1], the Court hereby  
23 **dismisses with prejudice** all such plaintiff's claims and causes of action in this civil  
24 action.

25 5. Pursuant to the parties' Stipulation, the Court hereby takes judicial notice  
26 of the fact that: plaintiffs and Defendants have each affirmed that the parties have  
27 mutually waived and released all claims in this action – including all claims for liability  
28 or damages or otherwise by any of the plaintiffs against any of the defendants or their

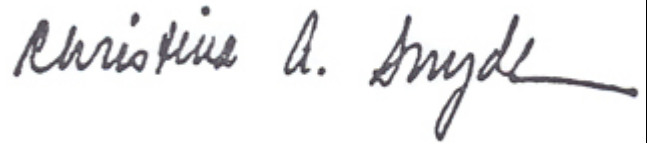
1 agents or employees – and have mutually waived and released all parties from all  
2 liability for any and all costs, court fees, and attorneys’ fees arising out of this litigation  
3 between these parties thereto as to the aforementioned dismissed claims; and that, by  
4 and through plaintiff's attorneys of record in this action, plaintiff has further affirmed  
5 that plaintiff knowingly, freely, voluntarily, and without duress released and waived all  
6 claims for damages or liability, and all causes of action, which in any way arise from  
7 the incident at issue in this action.

8         6.       In light of the foregoing, the Court hereby **dismisses with prejudice** this  
9 action in its entirety.

10         **IT IS SO ORDERED.**

11         DATED: February 19, 2016

**UNITED STATES DISTRICT COURT,  
CENTRAL DISTRICT OF CALIFORNIA**



By: \_\_\_\_\_

Hon. Christina A. Snyder

**UNITED STATES DISTRICT JUDGE**

1 Respectfully Submitted By:

2 Eugene P. Ramirez (State Bar No. 134865)  
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8 Attorneys for Defendants,  
9 CITY OF GARDENA (erroneously named  
10 as two separate parties, including the  
11 GARDENA POLICE DEPARTMENT);  
POLICE CHIEF ED MEDRANO; DETS.  
ERIC MICHAELSEN, MICHAEL ROSS,  
RICHARD REYNAGA, & TOSHIO  
HIRAI

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